IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 13TH SEPTEMBER 2006 / 22ND BHADRA 1928

Bail Appl..No. 5526 of 2006

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CMP.3765/2006 of J.M.F.C.-II, KANJIRAPPALLY
CRIME NO. 119/2006 OF ERUMELY POLICE STATION

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PETITIONER/ACCUSED

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SASI, S/O.PURUSHOTHAMAN NAIR,
THALAPPALATHU HOUSE, KIZHAKKEKARA BHAGOM,
CHENAPPADI KARA, ERUMELY SOUTH VILLAGE,
KANJIRAPPALLY, KOTTAYAM.

BY ADV. SRI.TITUS MANI
SRI.S.SURAJ (PALATHANATHU)

RESPONDENTS: COMPLAINANTS

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. SUB-INSPECTOR, EXCISE RANGE,
KANJIRAPALLY.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/09/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**J.M.JAMES, J.**

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**B.A. 5526/2006**

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**DATED THIS THE 13TH DAY OF SEPTEMBER, 2006**

**O R D E R**

The petitioner was arrested on 22.8.2006 by the Sub Inspector of Erumely Police Station, as he was accused of the offence punishable under Section 8(1) & (2) of the Abkari Act. He was found in illegal possession of 1.25 liters of illicit arrack on 29.5.2006, and crime No.119/2006 of Erumely police station was registered against him. He remains in judicial custody. Hence this application, under Section 439 Cr.P.C.

2. After hearing both sides and considering the facts on record, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-II, Kanjirappally.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Tuesday, between 10.00 a.m and 11.00 a.m., for a period of two months, starting from 19.9.2006.

The application is allowed as above.

**J.M.JAMES**
**JUDGE**

mrcs